IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1692 OF 2003
IN
INCOME TAX APPEAL LODGING NO.567 OF 2003

The Commissioner of Income-tax
Mumbai City-XIX, Mumbai .. Appellant.
V/s.
M/s.Mogul Exports, Mumbai .. Respondent.

None for the appellant.
Mr.Ajay Singh i/by K. Gopal for the respondent.

CORAM : DR.S. RADHAKRISHNAN &
J.P. DEVADHAR, JJ.

DATED : 12TH FEBRUARY, 2007.

P.C. :

1. None of the counsel appearing for the revenue who are present in Court are appearing in the matter and they have stated that they have not been briefed.

2. In view thereof, the notice of motion stands dismissed in default.

3. Over and above, the tax liability is only Rs.1,67,503/-. In view of the circular dated 27th March, 2003 issued by the Government of India, Ministry of Finance, Department of Revenue even otherwise, we are not inclined to entertain the appeal. In view thereof, the notice of motion does not survive and the same is dismissed.

(DR.S. RADHAKRISHNAN, J.)

(J.P. DEVADHAR, J.)